

**DIRECTOR'S MEETING
MONDAY, DECEMBER 8, 2003 - 11:00 A.M.
CONFERENCE ROOM 113**

I. MAYOR

1. NEWS ADVISORY - RE: Parks & Recreation Department - Members of the news media are invited to a briefing on preliminary plans for the Sunken Gardens renovation project at 10:30 a.m. on Tuesday, December 3rd at The Clark Enersen Partners, 1010 Lincoln Mall, Suite 200. (See Release)
2. NEWS RELEASE - RE: Public Invited To View Preliminary Plans For Sunken Gardens Renovation. (See Release)

II. CITY CLERK

III. CORRESPONDENCE

A. COUNCIL REQUESTS

TERRY WERNER

1. OUTSTANDING Request to **Darl Naumann, Mayor's Office** - RE: Small Business Assistance (RFI#102 - 8/29/03)
2. OUTSTANDING Request to **Darl Naumann, Mayor's Office** - RE: Ace Hardware (RFI#106 - 8/29/03)
3. OUTSTANDING Request to **Law Department** - RE: What can 9-11's role be in providing victims information as to where an AED might be located and how to use it? (RFI#114 - 10/17/03)
4. OUTSTANDING Request to **Jack Moors, City Lobbyist** - RE: Support a requirement to have vendors of AEDs included in the registry (RFI#115 - 10/17/03)

JON CAMP

1. 1 E-Mail from Kathy Siefken, Executive Director, Nebraska Grocery Industry Association to Jon Camp - RE: The Smoking Ban - (See E-Mail)
2. E-Mail from Jon Camp to Dana Roper - RE: USAR Lease-Executive Order - (See E-Mail)

JONATHAN COOK

1. Request to Lynn Johnson, Parks & Recreation Director - RE: Horses on Bison Trail (RFI#108 - 12/03/03)

B. DIRECTORS AND DEPARTMENT HEADS

FINANCE

1. Material from Don Herz to Jon Camp - RE: EMS Five-Year Forecast (See Material)

PLANNING

PLANNING COMMISSION FINAL ACTION

1. Use Permit No. 142A (Eagle Crest - 84th & Holdrege Streets) Resolution No. PC-00836.
2. Special Permit No. 2026 (Rock crushing operation - S.W. 40th Street and West "M" Street) Resolution No. PC-00835.
3. Special Permit No. 2040 (Restaurant - 84th & Holdrege Streets) Resolution No. PC-00837.

REAL ESTATE DIVISION

1. Letter from Clinton W. Thomas to Eldean D. and Carol J. Hillhouse - RE: Antelope Valley Phase II - Storm Water Management Tract 9 - 1215 North 17th Street. (See Letter)

C. MISCELLANEOUS

1. Letter - RE: Item #29-Change of Zone 2751A - (Council received their copies of this letter on 12/01/03)(See Letter)
2. Letter from Jerrie L. Michaelson - RE: In Support of Smoking Ban. (See Letter)
3. Letter from David Holmquist, Chair, Citizens for a Healthy Nebraska - RE: In Support of the Smoking Ban. (See Letter)

4. 2-Opposed & 9-In Support - Format Note Cards - RE: The Smoke Free Workplace Ordinance - (See Note Cards)
5. 24 E-Mail's - RE: The Smoking Ban (See E-Mail's)
6. Letter & Material from A. Michael Alesio, Valentino's - RE: He will be coming before the Council on Dec. 8th representing MESAL Enterprises LLC regarding Special Permit #2039 for an off-sale beer sales license at our new "OnTheGo" convenience store venture at 5240 S. 48th Street. (See Material)
7. E-Mail from Mary & Peter Morin, Witherbee Neighborhood Association members - RE: Opposed to Special Permit No. 2002 (liquor license application) at the 48th & Randolph BP Store - (See E-Mail)
8. E-Mail from Mark E. Welsch, President, GASP with response from Joan Ray - RE: Amendments on Web? URL? - (See E-Mail)
9. E-Mail from Walter E. Williams - RE: Economic straight thinking - "Harm's a Two-Way Street".... The Smoking Ban - (See E-Mail)
10. Faxed Letter from Irene & Charles Severin - Smoking Room Proposal for Public Spaces - (See Letter)
11. Letter from Will Prout, Big John's Billiards - RE: The Smoking Ban - (See Letter)

IV. DIRECTORS

V. CITY COUNCIL MEMBERS

VI. ADJOURNMENT

da120803/tjg

**DIRECTOR'S MEETING
MINUTES
MONDAY, DECEMBER 8, 2003
CONFERENCE ROOM 113**

Council Members Present: Jon Camp, Chair; Terry Werner, Ken Svoboda, Patte Newman, Annette McRoy

Council Members Absent: Vice-Chair; Jonathan Cook, Glenn Friendt

Others Present: Mayor Coleen Seng, Mark Bowen, Ann Harrell, Corrie Kielty, Lin Quenzer, Mayor's Office; City Clerk, Joan Ross; Dana Roper, City Attorney; Directors and Department Heads; Darrell Podany, Aide to Council Members Camp, Friendt, & Svoboda; Tammy Grammer, City Council Staff and Nate Jenkins, Lincoln Journal Star Representative.

I. MAYOR

Mayor Coleen Seng stated to Council that they had a busy weekend in their community and she would like to say 'thank-you' to all of those that took part in the parade. Mayor Seng commented to Council that if they don't know they have a real outstanding clown in here that was in the parade and it was not until he spoke to her that she knew who he was, he was fairly well disguised.

Mayor Coleen Seng stated to Council that she was out to see the National Guard, the Ordinance Group and the Ambulance Group that was headed out. Mayor Seng stated to Council that she wanted to ask if any of them would ever be able to go, if she can't go for some reason, if they would like to go because this is really important. Mr. Svoboda stated to Mayor Seng that he would be honored to and Annette [McRoy] and Terry [Werner] said that they would too. Mayor Seng stated to Ken [Svoboda], Annette [McRoy] and Terry [Werner] okay, 'well', she may call on them.

Mayor Coleen Seng stated to Council that she wants them to know that there are the three Planning Commissioners nominees and she thinks that they all probably might have visited with some of them this morning. Mayor Seng stated to Council that they were down last week to visit with the County Board and the County Board is doing thumbs up, so they'll be moving forward on it. Mayor Seng stated to Council that she feels quite good about the three of them that they come from different backgrounds and different places in this community and other than the fact that she doesn't have somebody North of "O" Street, she's feeling good about the three of them.

1. NEWS ADVISORY - RE: Parks & Recreation Department - Members of the news media are invited to a briefing on preliminary plans for the Sunken Gardens renovation project at 10:30 a.m. on Tuesday, December 3rd at The Clark Enersen Partners, 1010 Lincoln Mall, Suite 200. — NO COMMENTS

2. NEWS RELEASE - RE: Public Invited To View Preliminary Plans For Sunken Gardens Renovation. — NO COMMENTS

II. CITY CLERK

City Clerk Joan Ross stated to Council that in regards to Item 2, Tom Kerns the Manager Application for the “Outback Steakhouse” gave her a call and he would like to continue his Public Hearing to December 15th. City Clerk Joan Ross stated to Council that he did make his appointment for the 8th, but he said that he was called out of town on business and so she said that she would ask for this to be noted by the Clerk.

City Clerk Joan Ross stated to Council that in regards to Item 4 [Accepting and approving the “Amendment to Cornhusker Square Redevelopment Project Phase Two Agreement - Burnham Yates Conference Center” between the City of Lincoln, Cornhusker Square Land Company, and David H. Murdock; and accepting and approving the “Amendment to First Amended and Restated Lease and Operating Agreement - Burnham Yates Conference Center” between the City of Lincoln and Cornhusker Square Limited Partnership] they have a motion to amend for this item that she handed out to them just this morning and she thinks it is just a little clean up for may be a typo.

City Clerk Joan Ross stated to Council that in regards to Item 6 [Special Permit 1013J - App. of Dansid, L.L.C. to allow a driveway to be located in the required front yard at the T.O. Haas Tire Store on property generally located at S. 56th Street and Waltz Road] they have a motion to amend for this item that there’s a little clean up, missed a change in the Resolution format is all.

City Clerk Joan Ross stated to Council just to remind them that on Item 18 [Change of Zone No. 3399 - RE: The Impact Fees](See Council Agenda for further description on this item) they have two motions to amend for this item that they’ve had in their packet for a while.

City Clerk Joan Ross stated to Council that under the ‘Pending List’, if it’s appropriate, what they would probably need to do is move Item 31 [Appointing Lynn Sunderman to the Lincoln-Lancaster County Planning Commission for a six-year term expiring August 24, 2009] up for Action on December 15th, so she will remind them about that. Mr. Camp asked City Clerk Joan Ross if they can move it off that quickly. City Clerk Joan Ross stated to Mr. Camp ‘well’, generally, there’s two weeks, but as you know, it has been on Pending for a while and then those other two appointments are on their tentative listing and Resolution. So, this one on Sunderman would not be Public Hearing, it would just be moved under the Action area, but if they wished, they could potentially have Action on it next week, so it’s kind of their call, but she just wanted to

remind them. Mr. Camp stated to City Clerk Joan Ross okay and asked her if they need a special vote to move it ahead that quickly. City Clerk Joan Ross stated to Mr. Camp ‘well’, they probably should because it’s not on a date schedule, so she will remind them at the Formal Meeting. Mr. Camp stated to City Clerk Joan Ross okay and ‘thanked’ her.

City Clerk Joan Ross stated to Council that they have an individual who signed up to speak, John Carter, at the Council Meeting today and she has, Public Works, Urban Development and LPD all got copies of his sign up letter and so she thinks that’s prepared, hopefully, if there’s any questions that they should have. Mr. Camp commented that it’s nice to see somebody signed up a head of time. City Clerk Joan Ross commented to Mr. Camp ‘oh’, ‘yes’, rather than just coming forward.

Mr. Camp stated that he thinks the Council is going to be discussing at their “Noon” Meeting today, how they are going to proceed on the Smoking Ordinance in light of Jonathan’s [Cook] illness and so they’ll see what happens on that. City Clerk Joan Ross asked Mr. Camp if he wanted her to come to the “Noon” Meeting. Mr. Camp stated to City Clerk Joan Ross ‘no’, he just wanted to let her know that a couple of his colleagues just mentioned it. City Clerk Joan Ross stated to Mr. Camp okay.

III. CORRESPONDENCE

A. COUNCIL REQUESTS

TERRY WERNER

1. OUTSTANDING Request to **Darl Naumann, Mayor’s Office** - RE: Small Business Assistance (RFI#102 - 8/29/03). — NO COMMENTS
2. OUTSTANDING Request to **Darl Naumann, Mayor’s Office** - RE: Ace Hardware (RFI#106 - 8/29/03). — NO COMMENTS
3. OUTSTANDING Request to **Law Department** - RE: What can 9-11’s role be in providing victims information as to where an AED might be located and how to use it? (RFI#114 - 10/17/03). — NO COMMENTS
4. OUTSTANDING Request to **Jack Moors, City Lobbyist** - RE: Support a requirement to have vendors of AEDs included in the registry (RFI#115 - 10/17/03). — NO COMMENTS

JON CAMP

1. 1 E-Mail from Kathy Siefken, Executive Director, Nebraska Grocery Industry Association to Jon Camp - RE: The Smoking Ban. — NO COMMENTS
2. E-Mail from Jon Camp to Dana Roper - RE: USAR Lease–Executive Order. — NO COMMENTS

JONATHAN COOK

1. Request to Lynn Johnson, Parks & Recreation Director - RE: Horses on Bison Trail (RFI#108 - 12/03/03). — NO COMMENTS - JONATHAN COOK ABSENT

B. DIRECTORS AND DEPARTMENT HEADS

FINANCE

1. Material from Don Herz to Jon Camp - RE: EMS Five-Year Forecast. — Mr. Camp stated to Don Herz that he appreciates this information that he sent to them. Mr. Camp stated that he asked Don [Herz] to send information on the ... in light of their Public Hearing today on the Ambulance rate increases and then also pending the investor of the non-emergency transport. Mr. Camp stated to Mr. Herz that he was looking for actual data from the last two years, roughly and asked him if they have anything on a break down of income expenses. Mr. Herz stated to Mr. Camp that this has actual expenditures, it did not have the actual revenues for those two years, but that's been included each month on the Council Reports. Mr. Herz stated to Mr. Camp 'well', on the revenue side, it's just between emergency and non-emergency, which is just that one line. Mr. Camp stated to Mr. Herz so they don't have a break down and commented remember when they had the meeting with Mayor Seng and the question came up especially in light of this [inaudible]. Fire Chief Spadt stated to Mr. Camp 'yes', the discussions are continuing. Mr. Camp commented that he thinks Ron Ecklund was there and he mentioned that he had not gotten that data yet, but the idea of getting exact figures on what the expenditures were by categorizes so that they can understand what's there and what potential savings are and help on identifying them. Mr. Herz stated to Mr. Camp 'yes', he thinks that is in this material right now that was distributed to them. Mr. Camp stated to Mr. Herz that he will talk to him after the Director's Meeting.

PLANNING

PLANNING COMMISSION FINAL ACTION

1. Use Permit No. 142A (Eagle Crest - 84th & Holdrege Streets) Resolution No. PC-00836. — NO COMMENTS
2. Special Permit No. 2026 (Rock crushing operation - S.W. 40th Street and West “M” Street) Resolution No. PC-00835. — NO COMMENTS
3. Special Permit No. 2040 (Restaurant - 84th & Holdrege Streets) Resolution No. PC-00837. — NO COMMENTS

REAL ESTATE DIVISION

1. Letter from Clinton W. Thomas to Eldean D. and Carol J. Hillhouse - RE: Antelope Valley Phase II - Storm Water Management Tract 9 - 1215 North 17th Street. — Mr. Camp stated that they had the Pre-Council Meeting last week on the Antelope Valley acquisition and then they also had Mr. Hillhouse and his son up at the ‘open mic’ and asked if there is any further discussion on it. Mr. Camp stated that he did talk with Clint Thomas and [inaudible] on how that’s proceed and it sounds like they’re getting a couple of different stories depending on who they talk to about this issue. Mr. Camp asked Marc Wullschleger if he has any thoughts from his department stand point at this stage. Mr. Wullschleger stated to Mr. Camp that he doesn’t have any new news for them. Discussion continued on this issue with comments from Mr. Camp. Following the discussion, Dana Roper stated to Council that they filed condonation against that property, he believes this last week and prior to that time, Mr. Hillhouse had been to Joel’s [Pedersen] Office a couple of times discussing things with him, so if there’s things to be discussed they’ll discuss them, if not, they’ll move through the Board of Appraisals. Mr. Camp stated to Mr. Roper ‘oh’, okay, but he thinks to on behalf of the Council, if they get anymore speakers on their ‘open mic’ session that want to address something on this, if he doesn’t have any objection, he thinks that he would just like to decline to hear them. Mr. Camp commented that they’ve had a few individuals that were appearing time after time and he thinks that they’ve tried to recognize their concerns and asked his colleagues if that sounds fair to them. Ms. McRoy stated to Mr. Camp that they might want to discuss this at the “Noon” Meeting today. Mr. Camp stated to Ms. McRoy ‘oh’, okay.

C. MISCELLANEOUS

Mr. Camp stated that they have gotten quite a bit of correspondences on the Smoking Legislation.

1. Letter - RE: Item #29-Change of Zone 2751A - (Council received their copies of this letter on 12/01/03). — NO COMMENTS
2. Letter from Jerrie L. Michaelson - RE: In Support of Smoking Ban. — NO COMMENTS
3. Letter from David Holmquist, Chair, Citizens for a Healthy Nebraska - RE: In Support of the Smoking Ban. — NO COMMENTS
4. 2-Opposed & 9-In Support - Format Note Cards - RE: The Smoke Free Workplace Ordinance. — NO COMMENTS
5. 24 E-Mail's - RE: The Smoking Ban. — NO COMMENTS
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8. E-Mail from Mark E. Welsch, President, GASP with response from Joan Ray - RE: Amendments on Web? URL? — NO COMMENTS
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10. Faxed Letter from Irene & Charles Severin - Smoking Room Proposal for Public Spaces. — NO COMMENTS
11. Letter from Will Prout, Big John's Billiards - RE: The Smoking Ban. — NO COMMENTS

IV. DIRECTORS - NO COMMENTS

Mr. Camp 'thanked' everyone and adjourned the meeting at this time - approximately at 11:22 a.m.

ADDENDUM - (For December 8th)

I. MAYOR

1. Washington Report - December 5, 2003. — NO COMMENTS

II. CITY CLERK

1. Letter from Michael S. Bott, Architect brought into Council Office by City Clerk Joan Ross - RE: Item #6-- Request for Amendment to S.P. #1030J - for T.O Haas at 56th & Waltz Road. — NO COMMENTS

III. CORRESPONDENCE

A. COUNCIL REQUESTS - NONE

B. DIRECTORS AND DEPARTMENT HEADS

FINANCE DEPARTMENT/CITY TREASURER

1. Material from Don Herz, Finance Director & Melinda J. Jones, City Treasurer - RE: Resolution & Finance Department Treasurer of Lincoln, Nebraska - Investments Purchased November 24, 2003 thru December 5, 2003. — NO COMMENTS

C. MISCELLANEOUS

1. 0-Opposed & 5-In Support - Format Note Cards - RE: The Smoke Free Workplace Ordinance - (See Note Cards). — NO COMMENTS
2. 38 --E-Mail's - RE: The Smoking Ban - (See E-Mail's). — NO COMMENTS
3. Faxed Letter - RE: Writing you to ask a few questions about your upcoming vote on smoking in bars and restaurants. — NO COMMENTS
4. Letter from Wayne & Gloria Robidoux - RE: Ask the Council Members to reconsider action taken November 12th to permit zoning waiver No. 03013 at 43rd & South Street. — NO COMMENTS

5. Letter from Cindy Wostrel, Executive Director, Health Education Inc., Chairwoman, Tobacco Free Lincoln - RE: Urges you to vote Monday (12/8/03) for a smokefree workplace ordinance that is simple, strong and fair, protecting Lincoln's employees equally and treating all businesses in the same manner. —
NO COMMENTS
6. Letter from Virginia M. Ellis - RE: Strongly Oppose the granting of the waiver #03013 to the new owners of the property at 4215 South Street. —
NO COMMENTS

VI. MEETING ADJOURNED - Approximately at 11:22 a.m.

dm120803/tjg

